

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION

UNITED STATES OF AMERICA, : CASE NO. 3:11CR047

Plaintiff, : JUDGE TIMOTHY S. BLACK

v. :

GARY L. MILLER, :

Defendant. :

FINAL ORDER OF FORFEITURE OF DEFENDANT
GARY L. MILLER'S ASSET

WHEREAS, on June 20, 2011, this Court entered a Preliminary Order of Forfeiture (Doc. 35) ordering the forfeiture, pursuant to 18 U.S.C. §924(d)(1) and 28 U.S.C. §2461(c), of the following property:

a. one 18k gold, limited edition, Israel Military Industries (IMI) model Uzi Pistol, SN: UP19545, including two ammunition magazines and a spare barrel.

WHEREAS, the United States published notice of this forfeiture action and the intent of the United States to dispose of the property in accordance with law, and further notified all parties of their right to petition the Court for a hearing to adjudicate the validity of their alleged interest in the property, beginning on June 30, 2011, continuing for at least thirty (30) consecutive days, on the www.forfeiture.gov website (Doc. 45); and

WHEREAS, the United States did not send direct written notice of the Preliminary Order of Forfeiture because there was no person who reasonably appeared to be a potential claimant with standing to contest the forfeiture of the property in an ancillary proceeding; and

WHEREAS, no timely petition has been filed to the property listed above; and

WHEREAS, on January 30, 2012, a Judgment (Doc. 43) was issued and in the Judgment the Defendant was ordered to forfeit the above-referenced following property; and

WHEREAS, the Court finds that the defendant had an interest in the property; the United States has established the requisite nexus between the property and the offense; and the United States has established that the property is subject to forfeiture pursuant to 18 U.S.C. §924(d)(1) and 28 U.S.C. §2461(c);

NOW THEREFORE, IT IS HEREBY, ORDERED, ADJUDGED AND DECREED that the Preliminary Order of Forfeiture entered in this action on June 20, 2011 (Doc. 35), ordering the forfeiture, pursuant to 18 U.S.C. §924(d)(1) and 28 U.S.C. §2461(c), of the following property:

- a. one 18k gold, limited edition, Israel Military Industries (IMI) model Uzi Pistol, SN: UP19545, including two ammunition magazines and a spare barrel.

is final; and

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that all right, title and interest to the property described above is hereby condemned, forfeited and vested in the United States of America and the United States has clear title to the property described above; and

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the custodian of the property is hereby authorized to dispose of the property in accordance with the law; and

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the United States District Court shall retain jurisdiction in the case for the purpose of enforcing this Final Order of Forfeiture.

SO ORDERED:

Dated: 2/15/12

Timothy S. Black
TIMOTHY S. BLACK
UNITED STATES DISTRICT JUDGE